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**IN THE UNITED STATES DISTRICT COURT FOR THE  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN FRANCISCO DIVISION**

<b>UNITED STATES OF AMERICA,</b>	)	<b>Case No. C-06-6004-SI</b>
	)	
<b>Plaintiff,</b>	)	
	)	
<b>vs.</b>	)	<b>STIPULATION TO DISMISS</b>
	)	<b><u>AND [proposed] ORDER</u></b>
<b>RUSSELL E. SPITLER, et al. ,</b>	)	
	)	
<b>Defendants.</b>	)	

It is hereby stipulated by and between plaintiff United States of America and defendants Russell E. Spitler and Washington Mutual Bank, through the undersigned counsel, that this matter be dismissed with prejudice, each party to bear their own costs and attorneys' fees.

SCOTT N. SCHOOLS  
 United States Attorney

/s/ Daniel R. Richardson  
 DANIEL R. RICHARDSON  
 Attorney for Defendant  
 RUSSELL E. SPITLER

/s/ Thomas Moore  
 THOMAS MOORE  
 Assistant United States Attorney  
 Tax Division  
 Attorneys for Plaintiff

/s/ Lawrence W. Stevens  
 LAWRENCE W. STEVENS  
 Attorney for Defendant  
 Washington Mutual Bank

**PURSUANT TO STIPULATION, IT IS SO ORDERED.**

Dated: \_\_\_\_\_

  
 \_\_\_\_\_  
 UNITED STATES DISTRICT JUDGE